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CORPORATE INTELLECTUAL PROPERTY DEPARTMENT**

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MAR 3 2003
GROUP 1600

TO: Assistant Commissioner for Patents

FROM: Steve Callistein

RE: INBRED MAIZE LINE PH7CH
Case 1328

DATE: 2/28/03

FAX NUMBER: (703) 872-9306

NUMBER OF PAGE(S) FOLLOWING THIS SHEET: 102

COMMENTS:

Transmittal Letter - 3 pages (2copies)

Amendment and Request For Reconsideration - 27 pages

Attachment (Appendix A) - 3 pages

Attachment (Appendix B) - 32 pages

Attachment (Appendix C) - 10 pages

Attachment (Appendix D) - 12 pages

Attachment (Appendix E) - 5 pages

Attachment (Appendix F) - 4 pages

Attachment (Appendix G) - 3 pages

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I hereby certify that the attached was transmitted via facsimile transmission to TC1600,
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Steven Callistein
Steven Callistein

2/28/03
Date

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Attorney Docket No. 1328

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Joseph Kevin Gogerty Date: February 28, 2003
Serial No.: 09/758,867 Group Art Unit: 1638
Filed January 12, 2001 Examiner: David T. Fox
For: INBRED MAIZE LINE PH5W4

Assistant Commissioner for Patents
Washington, D.C. 20231

TRANSMITTAL LETTER

Enclosed herewith is an Amendment and Request for Reconsideration Under 37
CFR §. 1.111 to Office Action Mailed October 30, 2002

Applicant(s) hereby petition for an extension of time for response from the date
of the Examiner's action as needed, the fee being as follows:

<input checked="" type="checkbox"/>	reply within one month	\$ 110.00
<input type="checkbox"/>	reply within second month	\$ 400.00
<input type="checkbox"/>	reply within third month	\$ 920.00
<input type="checkbox"/>	reply within fourth month	\$1,440.00
<input type="checkbox"/>	reply within fifth month	\$1,960.00

Charge \$110.00 to Deposit Account No. 16-1852. A duplicate copy of this sheet
is enclosed.

Serial No.: 09/758,867
Group Art Unit: 1638

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Fee Calculation for Amended Claims

The fee is calculated as shown below:

	Col 1		Col 2	Col 3	Other than a small entity	
	Claims Remaining After Amendment		Highest Number Previously Paid For	Present Extra	Rate	Additional Fee
Total	34	Minus	49	= 0	x 18 =	\$0.00
Indep	6	Minus	4	= 0	x 84 =	168.00
<input type="checkbox"/> First presentation of Multiple Dependent Claim					+ 280 =	0.00
					Total	\$168.00

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

- ☒ No additional fee is required for the amendment(s).
- ☐ Charge \$0.00 for this amendment to Deposit Account No. 16-1852. Two copies of this form are enclosed.

Please charge any additional fees under 37 C.F.R. §1.16 or §1.17 which may be required by this paper, or credit any overpayment, to Deposit Account No. 16-1852. Also, should the Patent and Trademark Office determine that the fee calculated in the above extension petition is not deemed sufficient to have this response considered as being timely filed, this constitutes a petition for extension of time for the minimum period to effect timely filing, and the Commissioner is authorized to debit any necessary fee to said deposit account.

Please charge any additional fees under 37 C.F.R. §1.16 or §1.17 which may be required by this paper, or credit any overpayment, to Deposit Account No. 16-1852. Also, should the Patent and Trademark Office determine that the fee calculated in the above extension petition is not deemed sufficient to have this response considered as being timely filed, this constitutes a petition for extension of time for the minimum period

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Serial No.: 09/758,867
Group Art Unit: 1638

to effect timely filing, and the Commissioner is authorized to debit any necessary fee to said deposit account.

Respectfully submitted,
Mark David Hoffbeck

By



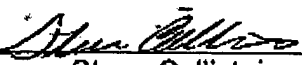
Steven Callistein
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CERTIFICATE OF FACSIMILE TRANSMISSION

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Steve Callistein2/28/03
Date

Case No. 1328

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Joseph Kevin Gogerty

Art Unit: 1638

Serial No.: 09/758,867

Examiner: David T. Fox

Filed: January 11, 2001

For: INBRED MAIZE LINE PH7CH

AMENDMENT AND REQUEST FOR RECONSIDERATION UNDER
37 CFR § 1.111 TO OFFICE ACTION MAILED OCTOBER 30, 2002.Assistant Commissioner for Patents
Washington, D.C. - 20231

Dear Sir:

In response to the office action mailed October 30, 2002, Applicant respectfully requests that the following amendments and remarks be considered and made of record.

It is submitted that the amendments to the claims place them in condition for allowance or in better form for appeal and present no new matter.